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JOHN A. SANCHEZ
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BUTCH TONGATE
Cabinet Secretary

J. C. BORREGO
Acting Deputy Secretary

October 13 , 2016

Mr. Ron Curry
Regional Administrator (6-A)
U.S. Environmental Protection Agency, Region 6
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733

Dear Mr. Curry:

On behalf of the New Mexico Environment Department (NMED), I am pleased to submit to the Environmental Protection Agency the enclosed proposed revisions to the New Mexico State Implementation Plan (SIP) for air quality. These revisions consist of the removal of all sections of 20.2.7 New Mexico Administrative Code (NMAC) - Excess Emissions (Part 7) that deal with affirmative defense from the SIP in conformance with the SIP Call of June 12, 2015 (80 FR 33840, 33975). The following sections of 20.2.7 NMAC are submitted for removal from the SIP:

- Section 106, Subsection B;
- Section 110, Subsection B, Paragraph 15;
- Section 111;
- Section 112;
- Section 113;
- Section 115; and
- Section 116.


The Environmental Improvement Board adopted these SIP revisions to Part 7 at a public hearing held on September 9, 2016. The hearing record for the proposed SIP revisions is attached and includes the revisions to 20.2.7 NMAC - Excess Emissions, hearing transcript, exhibits, public notices, affidavits of publication, and the NMED's notice of intent to testify. Included with the attached hard copy of the SIP revision submittal is an electronic copy of the submittal provided on disk, which I certify to be an exact duplicate of the hard copy.

A Clean Air Act Section 110(l) demonstration is included with this submittal. This demonstration shows that the removal of the above-mentioned sections from the New Mexico

SIP will not interfere with any applicable requirement concerning attainment, reasonable further progress, or any other applicable requirement of the Clean Air Act.

If there are any questions concerning this SIP submittal, please contact Richard Goodyear, Air Quality Bureau Chief, at (505) 476-4305.

Sincerely,


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Cabinet Secretary - Designate

Enclosures

cc: Mr. Guy Donaldson, EPA Region 6
Mr. Jeff Robinson, EPA, Region 6
Mr. Michael Vonderheide, Director, Environmental Protection Division
Mr. Richard Goodyear, Chief, Air Quality Bureau